

INTERFERENCE DIGEST

Interference No. 105,341

Paper No.

Name: Shoichi Yamazaki et al.

Serial No.: 08/959,285

Patent No.

Title: Head-up display device with rotationally asymmetric curved surface

Filed: 10/24/97

Interference with Takahashi

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, _____ Dated, _____

Court, _____ Dated, _____

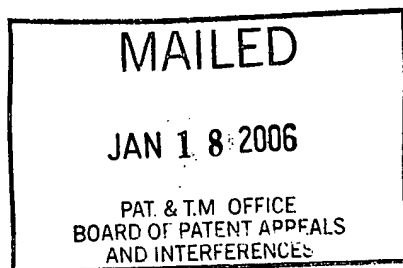
REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Judge Richard E. Schafer
Telephone: 571-272-9797
Facsimile: 571-273-0042



Applicants: YAMAZAKI
Application No.: 08/959,285
Filed: 10/24/97
For: Head-up display device with rotationally
asymmetric curved surface

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,341.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/ss/ Richard E. Schafer
RICHARD E. SCHAFER
Administrative Patent Judge

Mail Stop Interference
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Paper 1

Filed January 18, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

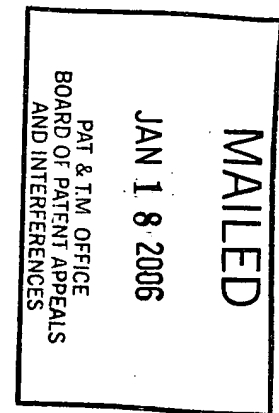
BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Olympus Optical Co., Ltd.,
Junior Party
(Patent 5,701,202
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,
Senior Party
(Application 08/959,285
Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).

Patent Interference No. 105,341 (RES)
(Technology Center 2800)



DECLARATION - Bd.R. 203(d)¹

Part A. Declaration of interference

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 **Part B. Judge managing the interference**

2 Administrative Patent Judge Richard E. Schafer has been designated to manage the
3 interference. 37 CFR § 41.104(a).

4
5 **Part C. Standing order**

6 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION.
7 The STANDING ORDER applies to this interference.

8
9 **Part D. Initial conference call**

10 A telephone conference call to discuss the interference is set for **2:00 p.m. on March 13,**
11 **2006** (the Board will initiate the call).

12 No later than **two business days** prior to the conference call, each party shall file and serve
13 (SO ¶¶ 10.1 & 105) a list of the motions (37 CFR §§ 41.120 & 204; SO ¶¶ 104.2.1, 120 & 204) the
14 party intends to file.

15 A schedule for taking action during the motion phase is set in a separate order. Counsel are
16 encouraged to discuss the schedule prior to the conference call and to agree on dates for taking
17 action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared
18 to justify any request for a shorter or longer period.

19
20 **Part E. Identification and order of the parties**

21 Junior Party

22 Named inventors:	Koichi Takahashi
23 Involved/Patent:	Patent 5,701,202
24 Title:	Head or Face Mounted Image Display Apparatus
25 Assignee:	Olympus Optical Co., LTD.

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Part F. Marking of Exhibits and settlement discussions

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. 37 CFR § 41.154(c)(1); SO ¶ 154.2.1. The senior party is responsible for initiating settlement discussions. SO ¶ 126.1.

The claims of the parties are:

Count 1

Claim 4 of Patent 5,701,202.

The claims of the parties which correspond to Count 1 are:

Claim 4 of Patent 5,701,202.

The claims of the parties which correspond to Count 1 are:

Olympus:	4-20, 28-33
Canon:	29-45, 56-61, 80-96, 107-112

The parties are accorded the following benefit for Count 1:

The parties are accorded the following benefit for Count 1:

Olympus:	None
Canon:	Application 08/478,688; June 7, 199

Count 2

Claim 1 of Patent 5,701,202.

The claims of the parties which correspond to Count 2 are:

Olympus: 1-3, 21-27

Canon: 27, 28, 46-55, 71-79, 97-106, 113-119

The parties are accorded the following benefit for Count 2:

Olympus: None

Canon: Application 08/478,688; June 7, 1995

The claims of the parties which do not correspond to any count, and therefore are not involved in the interference, are:

Olympus: None

Canon: None

1 **Part H. Heading to be used on papers**

2 The following heading must be used on all papers filed in this interference, see SO ¶ 106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Olympus Optical Co., LTD.,
Junior Party
(Patent 5,701,202
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,
Senior Party
(Application 08/959,285
Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).

Patent Interference No. 105,341 (RES)
(Technology Center 2800)

22 **Part I. Order form for requesting file copies**

23 When requesting copies of files, use of SO Form 4 will greatly expedite processing of the
24 request. Please attach a copy of Parts G and H of this DECLARATION with a hand-drawn circle
25 around the patents and applications for which a copy of a file wrapper is requested.

/Richard E. Schafer/
Administrative Patent Judge

Enc:

Copy of STANDING ORDER
Copy U.S. Patent 5,701,202
Copy of claims of Application 08/959,285

Revised 3 January 2006

cc (via overnight delivery):

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